

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

920 CIVIL APPLICATION NO.2004 OF 2022
IN FA/337/2021

BAPPA NARAYAN KAWADE

VERSUS

EX. ENGINEER, OSMANABAD MINOR IRRIGATION DIVISION,
OSMANABAD UNDER G.M.I.D.C., AURANGABAD AND OTHERS

...

Advocate for Applicant : Mr. Sanjay A. Wakure.

Advocate for Respondent No.1 : Mr. B. R. Surwase.

AGP for Respondent/State: Mr. S. P. Deshmukh.

...

CORAM : **SHRIKANT D. KULKARNI, J.**

DATE : 01st April, 2022.

P.C.:

. Mr. Wakure, learned counsel for applicant undertakes to remove office objections forthwith. His undertaking is accepted.

2 It is an application for withdrawal of compensation moved by the applicant/claimant.

3 Heard Mr. Wakure, learned counsel for applicant, Mr. Surwase, learned counsel for respondent No.1/acquiring body and Mr.Deshmukh, learned AGP for respondent Nos.2 and 3.

4 In Civil Application No.11380 of 2021 with connected matter, this Court (Coram: R. G. Avachat, J.) dated 14th October, 2021 was pleased to allow 75% of the amount of compensation, which is in

deposit. The same course is followed by passing the following order:

ORDER

- I. The application is hereby allowed.
- II. The applicant/claimant is hereby permitted to withdraw 50% of the amount of compensation with accrued interest thereon on furnishing usual undertaking with the Registrar (Judicial) of this Court.
- III. The applicant/claimant is further permitted to withdraw 25% of the amount of compensation with accrued interest thereon on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court.
- IV. Remaining 25% of the compensation amount with accrued interest thereon shall be invested in fixed deposit account in any Nationalized Bank initially for a period of one year with renewal clause.
- V. The application is accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]